

Message Text

SECRET

PAGE 01 ANKARA 03639 01 OF 02 131433Z

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ACTION EUR-25

INFO OCT-01 ISO-00 CIAE-00 PM-07 INR-10 L-03 PA-04 RSC-01

PRS-01 SP-03 USIA-15 TRSE-00 SAJ-01 SS-20 NSC-07

DRC-01 OC-06 CCO-00 NEA-14 (ISO) W

----- 001610

P R 131013Z MAY 74

FM AMEMBASSY ANKARA

TO SECSTATE WASHDC PRIORITY 4058

SECDEF WASHDC PRIORITY

INFO JCS WASHDC

USMISSION NATO

DIRNSA WASHDC

OSAF/SAFUSI

CSAF/XOXX

CINCEUR

CINCUSAFE RAMSTEIN AB GERMANY

S E C R E T SECTION 1 OF 2 ANKARA 3639

E.O. 11652: XGDS3 INDEFINITE

TAGS: MARR, TU

SUBJ: IA NEGOTIATIONS MEETING MAY 8, 1974: COMMUNICATIONS
AND ELECTRONICS

REF: ANKARA 3515

SUMMARY: IAG DECISION ON ARTICLE 5 REQUESTED PRIOR IA MEETING
MAY 15. AT IA NEGOTIATIONS MEETING MAY 8, 1974, TURKS HANDED U.S.
NEW DRAFT FOR ARTICLE 9 PARAGRAPH C. OF COMMUNICATIONS AND
ELECTRONICS IA (C&E). U.S. TABLED NEW DRAFT FOR ART 9, PARA D.
TURKS REVERTED TO PREVIOUS PROPOSAL ON ART 5, INSTEAD OF PRODUCING
NEW DRAFT TO COVER OUTSIDE LINKS. WE PLAN TO PROPOSE RETURN TO JUNE
4, 1971 DRAFT ART 5 NEXT MEETING MAY 15, UNLESS OTHERWISE ADVISED
BY WASHINGTON IAG. TURKS SUBMITTED DRAFT FOR ENTIRELY NEW ARTICLE
TO BE INSERTED BETWEEN EXISTING ARTS 4 AND 5 WITH ALL FOLLOWING
ARTICLES TO BE RENUMBERED. PURPOSE OF THIS NEW ARTICLE TO COVER
PRINCIPLE JOINT OPERATIONS AND USE. EACH SIDE AGREED TO CONSIDER
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PAGE 02 ANKARA 03639 01 OF 02 131433Z

THE OTHER'S POSITIONS AND DRAFTS (TEXTS FOLLOW BELOW). U.S. WILL

REDRAFT PARAS 9 C. AND D., INCORPORATING POINTS MADE AT THIS MEETING. END SUMMARY.

1. ARTICLE 5: AT IA MEETING MAY 8, 1974, TURKS REVERTED TO PREVIOUS PROPOSAL FOR ART 5(REPORTED ANKARA 3307), WHICH MAKES NO MENTION OF OUTSIDE LINKS, AND URGED US TO ACCEPT ASSURANCE THAT OUTSIDE LINKS WOULD BE COVERED IN THE ANNEXES. U.S. AGREED TO CONSIDER ART 5 FURTHER. (COMMENT: WE HAVE REACHED CONCLUSION THAT FURTHER EFFORTS TO PRESERVE THE "TO, WITHIN AND FROM" CONCEPT IN SOME FORM OF LANGUAGE IN MAIN TEXT WILL BE COUNTER-PRODUCTIVE. THE DEBATE ITSELF IS INTENSIFYING TURKISH INTEREST IN THE DETAILS OF ALL U.S. COMMUNICATIONS SYSTEMS, AND IS THREATENING TO PRODUCE TURKISH INSISTENCE ON MORE ELABORATE (AND POTENTIALLY RESTRICTIVE) TREATMENT OF THESE SYSTEMS IN THE C&E ANNEXES. MORE-OVER, WE DO NOT SEE HOW, EVEN IN THE ABSENCE OF "TO, WITHIN AND FROM," THE TURKS COULD EFFECTIVELY PREVENT U.S. ELEMENTS HERE FROM COMMUNICATING OUTSIDE TURKEY. AND TURKS THEMSELVES HAVE REPEATEDLY STATED DURING THE IA NEGOTIATIONS THEIR RECOGNITION OF THE NEED FOR SUCH COMMUNICATION. WE RECOMMEND A RETURN TO THE LANGUAGE OF ART 5 SCHEDULED MAY 15, 1974, UNLESS OTHERWISE ADVISED BEFORE THEN BY WASHINGTON IAG.)

2. ARTICLE 9 PARAGRAPH C: TURKS TABLED FOLLOWING NEW DRAFT: QUOTE 9(C)(1) THE ACTIVITIES OF THE COMMON DEFENSE INSTALLATIONS SHOULD NOT INTERFERE WITH THE ACTIVITIES OF THE OTHER LOCAL INSTALLATIONS AND SHOULD NOT CAUSE DAMAGE TO LIFE AND PROPERTY.

(2) THE COMMUNICATIONS ELECTRONICS ACTIVITIES OF THE COMMON DEFENSE INSTALLATIONS SHOULD NOT INTERFERE WITH THE ACTIVITIES OF OTHER TURKISH AND NATO COMMUNICATIONS-ELECTRONICS ACTIVITIES. SHOULD INTERFERENCE OCCUR, U.S. WILL TAKE ALL NECESSARY MEASURES TO ELIMINATE SUCH INTERFERENCE.

AGREED MINUTE TO THE FIRST PARAGRAPH OF 9(C)(1) THE PURPOSE OF ARTICLE 9(C)(1) FIRST PARAGRAPH, IS TO ENSURE THAT EACH PARTY WILL TAKE ALL PRACTICABLE MEASURES TO ELIMINATE ANY INTER-FERENCE BY THEIR ACTIVITIES WITH ACTIVITIES OF OTHER LOCAL INSTALLATIONS. WHEN PROBLEMS CAUSED BY INTERFERENCE CANNOT BE RESOLVED

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PAGE 03 ANKARA 03639 01 OF 02 131433Z

LOCALLY, THE MATTER MAY BE REFERRED TO THE COMMITTEES.

EXAMPLES:

RADAR, ELECTRICAL INTERFERENCE
EXCESSIVE NOISE
OBSTRUCTIONS TO AIR NAVIGATION
IMPEDIMENTS TO INGRESS AND EGRESS
HAZARDS TO UTILITY CONNECTIONS

NOXIOUS GASES AND ODORS END AGREED MINUTE

(3) SHOULD HARMFUL FREQUENCY INTERFERENCE OCCUR AS A RESULT OF MODERNIZATION STREAMLINING AND CHANGES IN COMMON DEFENSE COMMUNICATIONS-ELECTRONICS INSTALLATIONS AND OPERATIONS IN ACCORDANCE WITH THE PERTINENT ARTICLES OF THIS AGREEMENT, ALL NATO AND TURKISH COMMUNICATIONS-ELECTRONICS INSTALLATIONS AND SYSTEMS WILL BE GIVEN PRIORITY FOR CONTINUING THEIR ACTIVITIES UNTIL A FINAL SOLUTION IS FOUND ON SUCH HARMFUL INTERFERENCES.

(4) IN CASE THE HARMFUL INTERFERENCE OF THE COMMON DEFENSE INSTALLATION CANNOT BE ELIMINATED THROUGH THE MEASURES TO BE TAKEN, THE LOCATION OF THE COMMON DEFENSE INSTALLATION WILL BE CHANGED OR ITS INTERFERING ACTIVITY WILL BE ENDED. UNQUOTE

TURKISH CHAIRMAN (ASST DIRGEN INT'L SECURITY AFFAIRS ASULA) POINTED OUT THAT TURKISH TEXT INCORPORATED DCA ART XII AS PARA (1) OF C. AND THE AGREED MINUTE TO DCA ART XII AS AN AGREED MINUTE TO 9.C. (1) OF THE IA. REMAINING THREE SUB-PARAGRAPHS OF TURKISH PROPOSAL IDENTICAL TO THAT OF APRIL 26, 1974(REPORTED ANKARA 3307). U.S. CHAIRMAN (MSA COUNSELOR BOEHM) BEGAN ANALYSIS TURKISH DRAFT BY NOTING THAT FIRST TWO SUBPARAGRAPHS DEALT WITH INTERFERENCE IN GENERAL AND FINAL TWO DEALT WITH INTERFERENCE ARISING FROM MODERNIZATION OR OTHER CHANGES MADE BY U.S. TO ITS C&E FACILITIES. U.S. PROPOSED FINAL TWO PARAGRAPHS SHOULD BE COMBINED INTO ONE TO MAKE CLEAR THAT THE MEASURES SPECIFIED IN THE FINAL SUBPARA ARE TO BE TAKEN IN CASES WHERE INTERFERENCE HAS ARISEN FROM CHANGES MADE TO U.S. C&E INSTALLATIONS AND OPERATIONS. TURKS DEMURRED ACCEPTANCE THIS PROPOSAL, STATING THAT THEY SAW FINAL SUBPARA AS HAVING BROADER APPLICATION. AFTER FURTHER DISCUSSION, U.S. SUGGESTED DELETION WORD, "FREQUENCY" IN SUBPARA (3), FIRST LINE, WOULD MAKE COMBINATION FINAL TWO SUBPARAS MORE ACCEPTABLE. TURKS SAID THEY SECRET

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PAGE 04 ANKARA 03639 01 OF 02 131433Z

COULD ACCEPT DELETION "FREQUENCY" AND COMBINING FINAL TWO SUBPARAS INTO ONE IF U.S. WOULD ACCEPT FINAL SENTENCE SECOND SUBPARA OF TURKISH DRAFT:"SHOULD INTERFERENCE OCCUR, U.S. WILL TAKE ALL NECESSARY MEASURES TO ELIMINATE SUCHINTERFERENCE." U.S. NOTED TURKISH SENTENCE WENT BEYOND LETTER AND SPIRIT DCA AND SUGGESTED THAT APPROPRIATE LANGUAGE FOR THAT SENTENCE WOULD BE "SHOULD INTERFERENCE OCCUR, THE PARTY CAUSING THE INTERFERENCE WILL TAKE ALL NECESSARY MEASURES IN COOPERATION WITH THE OTHER PARTY TO ELIMINATE SUCH INTERFERENCE. IF RESPONSIBILITY FOR THE INTERFERENCE CANNOT BE ASCERTAINED, THE PARTIES WILL JOINTLY TAKE ALL PRACTICABLE MEASURES TO ELIMINATE SUCH INTERFERENCE." U.S. EXPLAINED THAT IN ACTUAL PRACTICE SOURCE OF INTERFERENCE MIGHT BE DIFFICULT TO DETERMINE AND EVEN IF THE SOURCE WERE CLEARLY DETERMINED RESOLUTION WOULD BE ACHIEVED THROUGH

THE COOPERATION OF TECHNICIANS FROM EACH PARTY.

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PAGE 01 ANKARA 03639 02 OF 02 131338Z

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INFO OCT-01 ISO-00 CIAE-00 PM-07 INR-10 L-03 PA-04 RSC-01

PRS-01 SP-03 USIA-15 TRSE-00 SAJ-01 SS-20 NSC-07 OC-06

CCO-00 NEA-14 DRC-01 /119 W
----- 130700

P R 131013Z MAY 74

FM AMEMBASSY ANKARA

TO SECSTATE WASHDC PRIORITY 4061

SECDEF WASHDC PRIORITY

INFO JCS WASHDC

USMISSION NATO

DIRNSA WASHDC

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S E C R E T SECTION 2 OF 2 ANKARA 3639

U.S. SHOULD BE ASSIGNED TOTAL RESPONSIBILITY ONLY FOR ELIMINATING THAT

INTERFERENCE WHICH WAS CAUSED BY CHANGES INTRODUCED BY U.S. TO ITS
C&E OPERATIONS. TURKISH AND NATO INSTALLATIONS SHOULD SHARE
WITH U.S. OPERATED INSTALLATIONS RESPONSIBILITY TO ELIMINATE
INTERFERENCE CAUSED

BY THEIR ON-GOING OPERATIONS. TURKS REITERATED THEIR POSITION THAT
INTENT OF ART 9 C. WAS TO PROTECT TURKISH AND NATO INSTALLATIONS
FROM INTERFERENCE FROM "MORE POWERFUL" U.S. INSTALLATIONS. TURKS
PROPOSED INSERTION CLAUSE, "IN COOPERATION WITH TURKISH AUTHORITIES"
IN FINAL SENTENCE SUBPARA (2) TO READ: SHOULD INTERFERENCE OCCUR,
U.S. WILL TAKE ALL NECESSARY MEASURES IN COOPERATION WITH TURKISH
AUTHORITIES TO ELIMINATE SUCH INTERFERENCE". TURKISH CHAIRMAN
OPINED THAT INSERTION SUGGESTED CLAUSE PROVIDED ADEQUATE
ASSURANCE TO U.S. THAT TURKISH AUTHORITIES WOULD COOPERATE IN
ELIMINATING
INTERFERENCE BUT THAT PRIMARY RESPONSIBILITY RESTED WITH U.S.

SINCE ART 9 AND ENTIRE C&E DIRECTED TO DEFINING AND DELIMITING U.S.

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PAGE 02 ANKARA 03639 02 OF 02 131338Z

OPERATIONS. U.S. CHAIRMAN EMPHASIZED THAT U.S. HAD MADE SIGNIFICANT CONCESSION GOING BEYOND DCA IN ACCEPTING (IF COMBINED) THE FINAL TWO SUBPARAGRAPHS OF TURKISH DRAFT. ALSO, HE SAID, AGREED MINUTE SHOULD APPLY AND SPECIFICALLY REFER, TO BOTH FIRST

AND SECOND SUBPARAGRAPHS, NOT JUST TO FIRST SUBPARA. FINAL SENTENCE OF TURKISH SUBPARA (2) SHOULD BE DELETED OR MODIFIED BECAUSE IT CONTRADICTS DCA AND THEREFORE CONFLICTS WITH SUBPARA (1) AND THE AGREED MINUTE TAKEN FROM DCA ART XII(PLUS ITS AGREED MINUTE). TURKS THEN PROPOSED DROPPING SUBPARA (1) AND ITS AGREED MINUTE (THUS ELIMINATING INSERTION DCA LANGUAGE), ON RATIONALE THAT CLAUSE, "IN COOPERATION WITH TURKISH AUTHORITIES" IN FINAL SENTENCE SECOND SUBPARA, COVERED PURPOSE OF AGREED MINUTE AND EVEN WENT BEYOND IT. U.S. COUNTERED BY SUGGESTION THAT SUBPARA (1) AND ITS AGREED MINUTE COULD BE DROPPED IF SUBPARA (2) INCORPORATED LANGUAGE SUGGESTED EARLIER IN MEETING BY U.S. (SEE ABV) WHICH CLEARLY SHOWED RESPONSIBILITY OF BOTH PARTIES IN ELIMINATING INTERFERENCE. TURKS ADMITTED THAT WHEN THEIR OPERATIONS CLEARLY THE SOURCE OF INTERFERENCE, THEY WOULD HAVE RESPONSIBILITY TO RESOLVE PROBLEM BUT REITERATED POSITION THAT ART 9 C. PRIMARILY APPLIED TO U.S. ACTIVITIES AND U.S. CLEARLY HAD RESPONSIBILITY TO ELIMINATE ANY INTERFERENCE THAT ITS ACTIVITIES CAUSED. U.S. CHAIRMAN OPINED THAT IT MIGHT BE POSSIBLE TO FIND MUTUALLY ACCEPTABLE LANGUAGE TO COVER THE RESPECTIVE RESPONSIBILITIES OF EACH PARTY TO ELIMINATE INTERFERENCE. DISCUSSION ENDED BY EACH PARTY AGREEING TO CONSIDER POSITIONS AND LANGUAGE PROPOSED BY THE OTHER. (COMMENT: WE WILL TRY YET ANOTHER DRAFT FOR ART 9 C. WHICH WILL CLEARLY SPELL OUT RESPECTIVE RESPONSIBILITIES OF THE TWO PARTIES.)

3. ARTICLE 9 PARAGRAPH D.: U.S. TABLED FOLLOWING NEW DRAFT: QUOTE D. (1) IN THOSE U.S. COMMUNICATIONS SYSTEMS, PORTIONS OF WHICH

ARE USED BY THE TURKISH ARMED FORCES, U.S. TERMINAL ENDS WILL BE OPERATED BY THE U.S. FORCES AND TURKISH TERMINAL ENDS BY THE TURKISH FORCES. NECESSARY CARE WILL BE TAKEN TO INSURE THAT THE PORTIONS USED BY THE TURKISH ARMED FORCES ARE MAINTAINED AT AN OPERATIONAL QUALITY AND AVAILABILITY LEVEL EQUAL TO THE REMAINDER OF THE SYSTEM. A COMMITTEE COMPOSED OF PERSONNEL DESIGNATED BY TGS AND JUSMMAT WILL BE FORMED TO ESTABLISH AND CONTROL OPERATION AND MAINTENANCE PROCEDURES CONCERNING THE TURKISH TERMINAL ENDS AND PORTIONS OF U.S. COMMUNICATIONS SYSTEMS USED

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PAGE 03 ANKARA 03639 02 OF 02 131338Z

BY THE TURKISH ARMED FORCES, AND TO SOLVE THE PROBLEMS RELATED
THERETO.

(2) NO CHANGES HAVING ANY EFFECT ON TURKISH-UTILIZED CIRCUITS AND/
OR TERMINAL EQUIPMENT, SUPPLIED BY THE U.S. AND PROPERTY OF THE
TURKISH GOVERNMENT, WILL BE BROUGHT TO U.S. COMMUNICATIONS-
ELECTRONICS S

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TELECOMMUNICATION, MILITARY BASE AGREEMENTS, NEGOTIATIONS, MILITARY COMMUNICATIONS, SUPPORTING ASSISTANCE PROGRAMS
Control Number: n/a
Copy: SINGLE
Draft Date: 13 MAY 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GarlanWA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974ANKARA03639
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: X3
Errors: N/A
Film Number: D740116-1069
From: ANKARA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740554/aaaabvxl.tel
Line Count: 278
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: SECRET
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators: n/a
Previous Classification: SECRET
Previous Handling Restrictions: n/a
Reference: ANKARA 3515
Review Action: RELEASED, APPROVED
Review Authority: GarlanWA
Review Comment: n/a
Review Content Flags: ANOMALY
Review Date: 27 AUG 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <27 AUG 2002 by elyme>; APPROVED <13 FEB 2003 by GarlanWA>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: IA NEGOTIATIONS MEETING MAY 8, 1974: COMMUNICATIONS AND ELECTRONICS
TAGS: MARR, TU, US
To: STATE DOD
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005